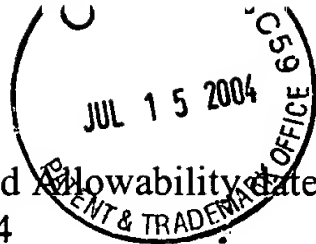


USSN 09/744,852

Notice of Allowance and Allowability dated April 20, 2004

FLH REF: 514413-3864



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**


Applicant(s) : Claus Frohberg  
U.S. Serial No. : 09/744,852  
Filing Date : May 31, 2004  
Examiner : Russell Kallis  
Group Art Unit : 1638  
For : **NUCLEIC ACID MOLECULE CODING FOR BETA-AMYLASE, PLANTS SYNTHESIZING A MODIFIED STARCH, METHOD OF PRODUCTION AND APPLICATIONS**  
Confirmation No. : 5091

745 Fifth Avenue  
New York, NY 10151

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

William F. Lawrence, Reg. 28, 029

\_\_\_\_\_  
Name of Applicant, Assignee or Registered Representative

  
\_\_\_\_\_  
Signature

July 13, 2004

\_\_\_\_\_  
Date of Signature

**RESPONSE TO NOTICE OF ALLOWANCE**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Allowance and Allowability mailed on April 20, 2004, setting a three-month term for reply. The Notice required submission of a Substitute Declaration correctly identifying the filing date of the instant application, namely to replace "January 30, 2001" with "May 31, 2001".

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Enclosed herewith is a substitute originally executed Declaration for Patent Application and Power of Attorney signed by the inventor. Applicants hereby request that the Commissioner accept the enclosed substitute Declaration in place of the previously filed Declaration.

While it is believed that no fee is due for the instant submission, the Commissioner is hereby authorized to charge any fees, or credit any overpayment in fees to Deposit Account 50-0320. The prompt issuance of a letters patent is earnestly solicited.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
Attorneys for Applicants

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